

## **ORDINANCE Chapter 78 TRAFFIC AND VEHICLES, ARTICLE II OPERATION, Section 78-31**

In accordance with and pursuant to Section 1-8 entitled Amendments to Code, **Section 78-31** of the Code of Ordinances, Rhode Island, is hereby amended to read as follows:

### **ARTICLE II. OPERATION**

Sec. 78-31. - Trucks exceeding four tons in overall weight prohibited from using certain streets.

In accordance with the authority vested by G.L. 1956, § 31-25-26, the following designated streets and highways within the town, to the extent indicated, are forbidden to use by trucks and vehicles exceeding four tons in overall weight, and the superintendent of the highway department is directed to erect appropriate signs forbidding such use:

*Canonicus Street* west except for making deliveries on the street.

*Hilton Street* west except for making deliveries on the street.

*Russell Drive* except for making deliveries on the street.

*Warren Avenue*, except for making deliveries on the street.

~~East~~ *Hooper Street*, except for making deliveries on the street.

*Merritt Avenue*, except for making deliveries on the street.

*Durfee Road*, except for making deliveries on the street.

*Beardsworth Road*, except for making deliveries on the street.

*East Beardsworth Road*, except for making deliveries on the street.

*Kenyon Road*, except for making deliveries on the street.

For the purposes of this ordinance a "commercial motor vehicle" will be defined as a motor vehicle, or combination of vehicles, used to transport passengers or property if the motor vehicle:

- (i) Has a gross combination weight rating of twenty-six thousand one (26,001) or more pounds, of a towed unit with a gross vehicle rating of more than ten thousand pounds (10,000 lbs.), or has a gross vehicle weight rating of twenty-six thousand one (26,001) or more pounds;
- (ii) Is designed to transport sixteen (16) or more passengers, including the driver; or
- (iii) Is transporting hazardous materials as defined in this section.

"Hazardous materials" means any material that has been designated as hazardous under Part 172 of Title 49 of the Code of Federal Regulations, referred to as 49 CFR 172 or any quantity of a material listed as a select agent or toxin in Part 73 of Title 42 of the Code of Federal Regulations, referred to as 42 CFR 73 as they may be revised from time to time.

This Ordinance shall become effective thirty (30) days after passage and adoption by the Tiverton Town Council.

Presented by: Councilor Burk

Amendments adopted by the Tiverton Town Council on July 26, 2021, Effective August 25, 2021